REMARKS

Careful consideration has been given by the applicant to the Examiner's comments and rejection of the claims, as set forth in the outstanding Office Action, and favorable reconsideration and allowance of the application, as amended, is earnestly solicited.

Applicant notes that the Examiner's rejection of the various claims under 35 U.S.C. §112 and the appropriate amendment to the rejection has been taken to correct the terminology as required.

Furthermore, applicant gratefully notes the Examiner's indication that at least Claim 4 is deemed to be allowable and would be allowed if rewritten to overcome the rejection under 35 U.S.C. §112, second paragraph and include the limitations of the base claim and the intervening claims.

Accordingly, upon review of the rejection wherein Claims 1, 3, 5 and 6 have been rejected under 35 U.S.C. §102(b) as being anticipated by Nakamura and the rejection of Claim 2 as being unpatentable thereover under 36 U.S.C. 103, in order to place the application in order for allowance, applicant has cancelled Claims 3 and 4 without prejudice and/or disclaimer and incorporated the limitations into Claim 1 thereby placing the claims in condition for allowance.

However, applicant respectfully submits that the subject matter of Claims 2, 5 and 6 is also deemed to be allowable in view of being dependent from allowable Claim 1, the latter of which comprises the subject matter of allowable Claim 4 rewritten in independent form.

Accordingly, inasmuch as all of the amendments as required for placing the application in order for allowance have been implemented pursuant to the Examiner's requirements, the early issuance of the notice of allowance is earnestly solicited.

However, in the event that the Examiner has any queries concerning the instantly submitted

Amendment, applicant's attorney respectfully requests that he be accorded the courtesy of possibly a telephone conference to discuss any matters in need of attention.

Respectfully submitted,

Leopold Presser

Attorney for Applicant

SCULLY, SCOTT, MURPHY & PRESSER, P.C. 400 Garden City Plaza – Suite 300 Garden City, New York 11530 (516) 742-4343 Customer No. 23389 LP:bk